

700 Crossroads Building
2 State Street, Rochester, New York 14614
P 585.987.2800 **F** 585.454.3968



ATTORNEYS
woodsoviatt.com

1900 Main Place Tower
Buffalo, New York 14202
P 716.248.3200 **F** 716.854.5100

Writer's Direct Dial Number: 716.248.3213
Writer's Direct Fax Number: 716.248.3313
Email: bgwitt@woodsoviatt.com

April 11, 2018

VIA CM/ECF

Honorable David N. Hurd
United States District Court
Northern District of New York
Alexander Pirnie Federal Building
10 Broad Street
Utica, New York 13501

Re: Ward vs. Stewart
Case No.: 7:15-cv-01023 DNH-TWD

Dear Judge Hurd:

We represent Anthony Stewart. The Court has set a hearing for 2:00 P.M. on April 12, 2018, to confirm that the parties have entered into a signed settlement agreement. I will be attending the conference in person. Mr. Stewart respectfully seeks the Court's permission to participate in the hearing remotely by telephone due to his pre-existing commitment to host more than a dozen representatives of a race-team sponsor at scheduled events in Columbus, Indiana. The events will run late into the evening tonight (April 11), with many of those representatives staying at Mr. Stewart's home. This event was scheduled several months ago.

Thank you in advance for your consideration.

Respectfully submitted,

WOODS OVIATT GILMAN LLP

A handwritten signature in black ink, appearing to read "BD. Gwitt".

Brian D. Gwitt
Please direct responses to Buffalo Office

BDG/kjh

cc: (via CM/ECF):
W. Mark Lanier, Esq.
Richard Meadow, Esq.
Zarah Levin-Fragasso, Esq.
Judson A. Waltman, Esq.
Richard A. Smikle, Esq.
Angela P. Krahulik, Esq.
Eric McKeown, Esq.